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SUPERIOR COURT
YAVAPAI COUNTY, ARIZONA

2011 JUL 22 PM 4: 26

SANDRA K MARKHAM, CLERK
BY: Kelly Gresham

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA

IN AND FOR THE COUNTY OF YAVAPAI

STATE OF ARIZONA,

Plaintiff,

vs.

STEVEN CARROLL DEMOCKER,

Defendant.

CAUSE NO. P1300CR201001325

MOTION IN LIMINE PRECLUDING
CHARACTER EVIDENCE AND
EVIDENCE OF THE DEATH OF
JAMES KNAPP

Assigned to Hon. Warren R. Darrow
Division PTB

The State of Arizona, by and through Sheila Sullivan Polk, Yavapai County Attorney, and her deputy, Jeffrey Paupore, respectfully submits its Motion In Limine to seek a ruling precluding character evidence of James R. Knapp, deceased as well as evidence surrounding his death.

James R. Knapp was a tenant living in a separate residence located on the property on July 2, 2008 when the murder of Carol Kennedy occurred. Mr. Knapp was a friend of decedent Carol Kennedy. Mr. Knapp committed suicide on January 7, 2009 which was 6 months after the Kennedy murder. Mr. Knapp provided law enforcement with a valid alibi at the time of the murder and was ruled out as a suspect in the murder.

Pursuant to ARE Rule 608, any evidence of Mr. Knapp's character is not relevant to this case and the State is requesting this court to preclude such evidence at trial. In addition, any

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evidence of the circumstances surrounding the death of Mr. Knapp is not relevant pursuant to ARE 404 and 403.

RESPECTFULLY SUBMITTED this 22nd day of July, 2011.

Sheila Sullivan Polk
YAVAPAI COUNTY ATTORNEY

By: 

Jeffrey Paupore
Deputy County Attorney

COPY of the foregoing **Emailed** this 22nd day of July, 2011, to:

Honorable Warren R. Darrow
Division 6
Yavapai County Superior Court
Via email to Diane Troxell: DTroxell@courts.az.gov

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